IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 14TH JULY 2006 / 23RD ASHADHA,1928

Bail Appl..No. 3770 of 2006

CMP.4374/2006 of J.M.F.C.-II,KOTTARAKKARA
(CRIME NO.225/2006 OF KADAKKAL POLICE STATION)

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PETITIONER/ACCUSED.

SANJITH, S/O.THYAGARAJAN, KUNNIL VEEDU,
KUNNIL VILLAGE, KADAKKAL.

BY ADV. SRI.P.A.NOOR MUHAMMED
SRI.C.K.PRASAD
SRI.VIKANTH K.PUTHUMANA

RESPONDENTS: COMPLAINANT.

STATE OF KERALA, REPRESENTED BY THE
S.I.OF POLICE, KADAKKAL POLICE STATION,
THROUGH THE PUBLIC PROSECUTOR, HIGH COURT OF
KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 3770/2006

DATED THIS THE 14TH DAY OF JULY, 2006

O R D E R

The petitioner was arrested on 6.6.2006, as he is involved in crime No.225/2006 of Kadkkal Police Station, for the offence punishable under Section 302 IPC. It is submitted that the petitioner had kicked on the abdomen of the deceased, on 3.5.2006 because of which, he was admitted in the hospital and treated. The postmortem certificate reveal that the injured died on 5.5.2006, on account of the injury sustained on the abdomen. Hence the offence, under Section 302 IPC.

2. I had appreciated the facts that are placed before me, by both sides. I am not entering into any discussion on merit, that had been submitted before me. However, as the petitioner had been interrogated and the investigation is nearing progress, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties,

each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-II, Kottarakkara.

(b). Immediately on release, the petitioner shall report before the Investigating Officer, and from there he shall proceed to the place, outside the limit of the police station. The petitioner shall not enter the Kadakkal Police Station limit, for a period of three months.

(c). The petitioner shall furnish the address of his residence and he shall not leave the Sessions Division of Kollam, till the trial and disposal of the Sessions Case.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs